

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION No. 19460 of 2004

Between:

M.Srinivasarao S/o.Subbarao
Sri Srinivasa Videogame Parlor Sanivarapupet Main Road,
Eluru, West Godavari District.

..... PETITIONER

AND

- 1 The District Collector, West Godavari District at Eluru
- 2 District Panchayat Officer, Eluru, West Godavari District.
- 3 The Executive Officer, Sanivarapupet Grampanchayat
Sanivarapupet, Eluru, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents while insisting the petitioner to close down his videogame shop is illegal, irregular, without authority and violative of Art.14,19 and 21 of the constitution of India and consequently direct the respondents not to interfere in any manner with his operating videogames in his videogame shop.

Counsel for the Petitioner : Mr.SATYANARAYANA NIMMAGADDA

Counsel for Respondents 1&2: G.P. FOR PANCHAYAT RAJ & RURAL DEV.

Counsel for Respondent No.3: Mr.DANTU SRINIVAS

The Court made the following :

ORDER:

Heard the learned counsel for petitioner and the learned Government Pleader for respondents and both of them agreed for disposal of the writ petition.

The petitioner who claims to be running of a Videogame Parlour at Sanivarapupet main road, Eluru in West Godavari district, filed the present writ petition complaining that the third respondent without issuing any notice, is interfering with his business activity and insisting him to close down the shop.

If any permission is required for running the video game parlour, and until such permission is obtained, the petitioner cannot be allowed to continue his business activity, the third respondent has to issue necessary notice and provide opportunity to the petitioner for closing down the video parlour by passing appropriate orders, and without doing so, the respondents cannot take any action or interfere with the business activity of the petitioner.

The writ petition, with the above observations and directions, is accordingly disposed of. No costs.

A.GOPAL REDDY, J

Date: 17.11.2004

DA

To

- 1 The District Collector, West Godavari District at Eluru
- 2 District Panchayat Officer, Eluru, West Godavari District.
- 3 The Executive Officer, Sanivarapupet Grampanchayat
Sanivarapupet, Eluru, West Godavari District.

4 Two CCs to the G.P. for G.P. for Panchayat Raj & Rural Development, High Court Buildings, Hyderabad (OUT).

5 Two spare copies.

